Wolff v. NH Department of Corrections et al Doc. 14 Att. 1

Attachment 4

New Hampshire Department of Corrections

QUESTIONNAIRE REGARDING NEW OR UNFAMILIAR RELIGIOUS COMPONENTS

Inmates requesting the introduction of a new component to the Religious Services Program (schedule, meeting time, and space, religious items and attire) shall provide to the chaplain a comprehensive response to each of the following questions for consideration by the Religious Review Committee for confirmation of practice at the institutional, regional and national level. Because of the review at these levels, the process may require up to 180 days for completion. The committee recommendation will be forwarded to the Commissioner's Office for consideration.

1. What is the official name of the faith group?

2. Who is the head of the faith group in the United States?

3. What is the address and telephone number of the faith group? Headquarters in the United States?

4. What are the basic teachings of the faith group? Please provide titles or attach particular reference material which would be useful for researching this group.

5. Does the faith group have ministers or teachers?

6. Are ministers available to visit incarcerated members of the faith group?

7. Are there religious holidays to be observed by members? If so, when are the holidays and what religious practices are necessary for the observance?

8. Are there any necessary religious items and what is the religious significance of each?

9. Are there time and space requirements for the group?

10. Are you aware of related faith groups or other groups with similar practices?

11. Is the religion open to all inmates?

Dockets.Justia.com

Attachment 5

New Hampshire Department Of Corrections

Request to Change Religious Preference

Date: ______________________

Inmate Name: ______________________

Institution: ______________________

Current Religious Preference of Record: ______________________________

To Chaplain: ______________________

I request that I be allowed to change my religious preference to: ___________________________

____

I understand that I must actively participate in my new religion for a period of six (6) months from officially changing my religion, before I am eligible for a religious diet, shaving waiver or participation in special events.

I understand that I will have to send out any religious property that I currently have with respect to my present religion.

I understand that once I establish or change my religious preference, I must wait six (6) months before requesting another change.

Thank you,

____
(Inmate signature)

Approved: __________________________

Effective date: __________________________

622:22 Religious Ministrations. – The rules and regulations established for the government of any prison, county correctional facility, or public charitable or reformatory institution shall provide for suitable religious instruction and ministration to the inmates.

Source. 1881, 39:1. PS 285:24. PL 400:25. RL 464:23. RSA 622:22. 1988, 89:24, eff. June 17, 1988.

622:23 Religious Preferences. – The inmates shall have freedom of religious belief and freedom to worship God according to the dictates of their consciences, but this shall not permit anything inconsistent with proper discipline and management or any expense beyond that made under RSA 622:22.

Source. 1881, 39:1. PS 285:25. PL 400:26. RL 464:24.

Cor 302.07 **Religious Activities.**

(a) Religious programs and counseling shall be offered to all inmates. Inmates shall be able to participate in religious activities regardless of their custody grade. Inmates in minimum, medium and close security settings shall be able to attend group religious activities. Inmates during quarantine cycle, in punitive and administrative segregation and maximum custody status shall have access only to individual religious counseling and group religious activities available in their respective housing units.

(b) The prison shall encourage religious volunteers to visit the prison for the purpose of providing religious ministrations to the inmates.

(c) Proselytizing shall be prohibited.

Cor 304.02 **Secure Psychiatric Unit Patient Management.**

(i) Secure psychiatric unit patients shall be provided the opportunity for religious counseling by ministers, priests, rabbis, or other religious representatives of organized faiths on a regular basis.

Cor 404.04 **Pending Administrative Review (PAR).**

(k) Inmates retained under this policy in pending administrative review status shall be afforded the same recreation, work, education, and other activities as are other inmates in the same housing unit unless security of the institution mandates otherwise.

Cor 404.06 **Medical Segregation**

(g) An inmate placed in medical segregation shall retain all rights and privileges in consonance with the inmate's custody grade including all personal property and participation in programs, unless the medical authority determines in his/her opinion that the exercise of a particular right or privilege by the inmate might jeopardize the medical treatment that the inmate is undergoing, in which case the medical authority shall prescribe in writing a partial or total curtailment of such rights and privileges.

DALY

DEPARTMENT OF CORRECTIONS

STATE OF NEW HAMPSHIRE
P.O. BOX 14
CONCORD 03301

RECEIVED
JUN 30 2006
COMMISSIONER'S OFFICE

JEANNE SHAHEEN
GOVERNOR

HENRY RISLEY
COMMISSIONER

GRIEVANCE FORM

(See Reverse for Instructions)

1. Date: JUNE 29th 2006
2. **GRIEVANT:** CHARLES JAY WOLFF
3. Number: 24322 (South
4. Address: 281 NORTH STATE STREET CONCORD, NH 03301
5. Brief Description of Grievance: See ATTACHED- ① SHELF STABLE Food MAKE ME ILL WITTNessed BY A CO ② I WAS NEVER WARNED ③ PPD 7.17-Letter "H" VIOLATE STATED RELIGIOUS OR VEGETARIAN BELIEFS". I ATE FOOD TO STAY ALIVE AND DID NOT VIOLATE MY RELIGIOUS BELIEFS. I AM A VAGAN

Signature: Charles J Wolff

You will be penalized if statements are untrue. Use Attachments if necessary.

TO: **DIRECTOR** (Warden)

Date of Director's Action:

Director's Action:

Authentication:

TO: **COMMISSIONER** WILLIAM WRENN

Date of Commissioner's Action: 7/5/06

Commissioner's Action: This office accepts and adopts the response of Warden Cattell dated 6/27/06. Grievance is denied.

Authentication: G. Crompton

FORWARD ALL THREE COPIES. WHITE WILL BE FILED IN OFFENDER RECORD, CANARY TO RESPONDER AND PINK TO GRIEVANT.

RECEIVED
JUN 2 6 2006
NHSP/M
WARDEN'S OFFICE

DEPARTMENT OF CORRECTIONS
STATE OF NEW HAMPSHIRE
P.O. Box 14
CONCORD 03301

JEANNE SHAHEEN
GOVERNOR

HENRY RISLEY
COMMISSIONER

MONDAY

GRIEVANCE FORM

(See Reverse for Instructions)

1. Date: JUNE 26TH 2006
2. **GRIEVANT**: CHARLES JAY WOLFF
3. Number: 24322 SPU
4. Address: 281 NORTH STATE STREET CONCORD, NH 03301
5. Brief Description of Grievance: AGAINST DEACON JAMES DALY WHO TOOK ME OFF MY KOSHER DIET. BY FEDERAL LAW HE CAN NOT. THE SHELF STABLE MEALS MAKE ME ILL, I EAT WHAT I CAN TO STAY ALIVE, VEGATABLES ETC IS OK BY JEWISH AND FEDERAL LAWS AND POULTRY, I WILL CONSUME UNTIL I TAKE THE DOC TO COURT...

Signature: Charles J Wolff

You will be penalized if statements are untrue. Use Attachments if necessary.

TO: **DIRECTOR** (Warden) ✓

Date of Director's Action: June 27, 2006

Director's Action: The chaplain took appropriate action under the PPD. You have been warned on several occasions and have ignored your requirements to maintain the diet.

Authentication: B Bellott

TO: **COMMISSIONER**

Date of Commissioner's Action:

Commissioner's Action:

Authentication:

FORWARD ALL THREE COPIES. WHITE WILL BE FILED IN OFFENDER RECORD, CANARY TO RESPONDER AND PINK TO GRIEVANT.

4

DEPARTMENT OF CORRECTIONS
STATE OF NEW HAMPSHIRE
P.O. Box 14
CONCORD 03301

RECEIVED
NOV 21 2005
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WARDEN'S OFFICE

Rec'd 11-5-05 Rec'd 11-7-05

JEANNE SHAHEEN
GOVERNOR

HENRY RISLEY
COMMISSIONER

GRIEVANCE FORM

(See Reverse for Instructions)

1. Date: 11-16-05
2. GRIEVANT: Charles Jay Wolfe
3. Number: 24322
4. Address: 281 North State Street - Concord, NH - 03302 - South Unit
5. Brief Description of Grievance: I am filing the following Grievance against the Department of Corrections - of - New Hampshire - to obide to the following - and to comply - with #1-#2-#3#4 -

1 - 1st Amendment of the United States - Constitution -
2 - The Laws of the Jewish Torah -
3 - 14th Amendment of the United States - Constitution -
4 - United States Title 42

Please see ins dated 11-15-05

Note

Signature: Charles J. Wolfe

You will be penalized if statements are untrue. Use Attachments if necessary.

TO: **DIRECTOR** (Warden) Date of Director's Action: 12/2/05

Director's Action: this will be the response for all of the grievances. I discussed with you a our meeting in Mr. Kovac's office. I have met with the chaplain, the kitchen supervisor and th unit manager. We will respect the right of you as an inmate in attempting to follow your religious beliefs. At the same time, you will be expected not to be violating those beliefs. I there is a problem your Unit Manager will call you in to discuss the problem and decide what if any action will need to be taken

Authentication: [signature]

TO: **COMMISSIONER** Date of Commissioner's Action: ____________

Commissioner's Action: ____________

Authentication: ____________

FORWARD ALL THREE COPIES. WHITE WILL BE FILED IN OFFENDER RECORD, CANARY TO RESPONDER AND PINK TO GRIEVANT.

SP-52

Appendix C

Universal Declaration of Human Rights

On December 10, 1948, the General Assembly of the United Nations adopted and proclaimed the Universal Declaration of Human Rights, the full text of which appears in the following pages. Following this historic act, the Assembly called upon all Member countries to publicize the text of the Declaration and "to cause it to be disseminated, displayed, read and expounded principally in schools and other educational institutions, without distinction based on the political status of countries or territories."

Preamble

Whereas recognition of the inherent dignity and of the equal and inalienable rights of all members of the human family is the foundation of freedom, justice and peace in the world,

Whereas disregard and contempt for human rights have resulted in barbarous acts which have outraged the conscience of mankind, and the advent of a world in which human beings shall enjoy freedom of speech and belief and freedom from fear and want has been proclaimed as the highest aspiration of the common people,

Whereas it is essential, if man is not to be compelled to have recourse, as a last resort, to rebellion against tyranny and oppression, that human rights should be protected by the rule of law,

Whereas it is essential to promote the development of friendly relations between nations,

Whereas the peoples of the United Nations have in the Charter reaffirmed their faith in fundamental human rights, in the dignity and worth of the human person and in the equal rights of men and women and have determined to promote social progress and better standards of life in larger freedom,

Whereas Member States have pledged themselves to achieve, in cooperation with the United Nations, the promotion of universal respect for and observance of human rights and fundamental freedoms,

Whereas a common understanding of these rights and freedoms is of the greatest importance for the full realization of this pledge,

Now, Therefore
THE GENERAL ASSEMBLY
proclaims
THIS UNIVERSAL DECLARATION OF HUMAN RIGHTS
as a common standard of achievement for all peoples and all nations, to the end that every individual and every organ of society, keeping this Declaration constantly in mind, shall strive by teaching and education to promote respect for these rights and freedoms and by progressive measures, national and international, to secure their universal and effective recognition and observance, both among the peoples of Member States themselves and among the peoples of territories under their jurisdiction.

Article 1. All human beings are born free and equal in dignity and rights. They are endowed with reason and conscience and should act towards one another in a spirit of brotherhood.

Article 2. Everyone is entitled to all the rights and freedoms set forth in this Declaration, without distinction of any kind, such as race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status. Furthermore, no distinction shall be made on the basis of the political, jurisdictional or international status of the country or territory to which a person belongs, whether it be independent, trust, non-self-governing or under any other limitation of sovereignty.

Article 3. Everyone has the right to life, liberty and security of person.

Article 4. No one shall be held in slavery or servitude; slavery and the slave trade shall be prohibited in all their forms.

Article 5. No one shall be subjected to torture or to cruel, inhuman or degrading treatment or punishment.

Article 6. Everyone has the right to recognition everywhere as a person before the law.

Article 7. All are equal before the law and are entitled without any discrimination to equal protection of the law. All are entitled to equal protection against any discrimination in violation of this Declaration and against any incitement to such discrimination.

Article 8. Everyone has the right to an effective remedy by the competent national tribunals for acts violating the fundamental rights granted him by the constitution or by law.

Article 9. No one shall be subjected to arbitrary arrest, detention or exile.

Article 10. Everyone is entitled in full equality to a fair and public hearing by an independent and impartial tribunal, in the determination of his rights and obligations and of any criminal charge against him.

Article 11. (1) Everyone charged with a penal offence has the right to be presumed innocent until proved guilty according to law in a public trial at which he has had all the guarantees necessary for his defence.

(2) No one shall be held guilty of any penal offence on account of any act or omission which did not constitute a penal offence, under national or international law, at the time when it was committed. Nor shall a heavier penalty be imposed than the one that was applicable at the time the penal offence was committed.

Article 12. No one shall be subjected to arbitrary interference with his privacy, family, home or correspondence, nor to attacks upon his honour and reputation. Everyone has the right to the protection of the law against such interference or attacks.

Article 13. (1) Everyone has the right to freedom of movement and residence within the borders of each State.

(2) Everyone has the right to leave any country, including his own, and to return to his country.

Article 14. (1) Everyone has the right to seek and to enjoy in other countries asylum from persecution.

(2) This right may not be invoked in the case of prosecutions genuinely arising from nonpolitical crimes or from acts contrary to the purposes and principles of the United Nations.

Article 15. (1) Everyone has the right to a nationality.

(2) No one shall be arbitrarily deprived of his nationality nor denied the right to change his nationality.

Article 16. (1) Men and women of full age, without any limitation due to race, nationality or religion, have the right to marry and to found a family. They are entitled to equal rights as to marriage, during marriage and at its dissolution.

(2) Marriage shall be entered into only with the free and full consent of the intending spouses.

(3) The family is the natural and fundamental group unit of society and is entitled to protection by society and the State.

Article 17. (1) Everyone has the right to own property alone as well as in association with others.

(2) No one shall be arbitrarily deprived of his property.

Article 18. Everyone has the right to freedom of thought, conscience and religion; this right includes freedom to change his religion or belief, and freedom, either alone or in community with others and in public or private, to manifest his religion or belief in teaching, practice, worship and observance.

Article 19. Everyone has the right to freedom of opinion and expression; this right includes freedom to hold opinions without interference and to seek, receive and impart information and ideas through any media and regardless of frontiers.

Article 20. (1) Everyone has the right to freedom of peaceful assembly and association.

(2) No one may be compelled to belong to an association.

Article 21. (1) Everyone has the right to take part in the government of his country, directly or through freely chosen representatives.

(2) Everyone has the right to equal access to public service in his country.

(3) The will of the people shall be the basis of the authority of government; this shall be expressed in periodic and genuine elections which shall be by universal and equal suffrage and shall be held by secret vote or by equivalent free voting procedures.

Article 22. Everyone, as a member of society, has the right to social security and is entitled to realization, through national effort and international cooperation and in accordance with the organization and resources of each State, of the economic, social and cultural rights indispensable for his dignity and the free development of his personality.

Article 23. (1) Everyone has the right to work, to free choice of employment, to just and favourable conditions of work and to protection against unemployment.

(2) Everyone, without any discrimination, has the right to equal pay for equal work.

(3) Everyone who works has the right to just and favourable remuneration ensuring for himself and his family an existence worthy of human dignity, and supplemented, if necessary, by other means of social protection.

(4) Everyone has the right to form and to join trade unions for the protection of his interests.

Article 24. Everyone has the right to rest and leisure, including reasonable limitation of working hours and periodic holidays with pay.

Article 25. (1) Everyone has the right to a standard of living adequate for the health and well-being of himself and of his family, including food, clothing, housing and medical care and necessary social services, and the right to security in the event of unemployment, sickness, disability, widowhood, old age or other lack of livelihood in circumstances beyond his control.

(2) Motherhood and childhood are entitled to special care and assistance. All children, whether born in or out of wedlock, shall enjoy the same social protection.

Article 26. (1) Everyone has the right to education. Education shall be free, at least in the elementary and fundamental stages. Elementary education shall be compulsory. Technical and professional education shall be made generally available and higher education shall be equally accessible to all on the basis of merit.

(2) Education shall be directed to the full development of the human personality and to the strengthening of respect for human rights and fundamental freedoms. It shall promote understanding, tolerance and friendship among all nations, racial or religious groups, and shall further the activities of the United Nations for the maintenance of peace.

(3) Parents have a prior right to choose the kind of education that shall be given to their children.

Article 27. (1) Everyone has the right freely to participate in the cultural life of the community, to enjoy the arts and to share in scientific advancement and its benefits.

(2) Everyone has the right to the protection of the moral and material interests resulting from any scientific, literary or artistic production of which he is the author.

Article 28. Everyone is entitled to a social and international order in which the rights and freedoms set forth in this Declaration can be fully realized.

Article 29. (1) Everyone has duties to the community in which alone the free and full development of his personality is possible.

(2) In the exercise of his rights and freedoms, everyone shall be subject only to such limitations as are determined by law solely for the purpose of securing due recognition and respect for the rights and freedoms of others and of meeting the just requirements of morality, public order and the general welfare in a democratic society.

(3) These rights and freedoms may in no case be exercised contrary to the purposes and principles of the United Nations.

Article 30. Nothing in this Declaration may be interpreted as implying for any State, group or person any right to engage in any activity or to perform any act aimed at the destruction of any of the rights and freedoms set forth herein.

2

INMATE REQUEST SLIP

Submit your request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the problem or it will be forwarded to the appropriate person. Unit Supervisors, Security Lieutenants, or CC/CM will forward the request, NOT the inmate. Request slips not reviewed by the Unit Supervisor, Security Lieutenant, or CC/CM will be returned to you.

TO: Unit Supervisor, Security Lieutenant, or CC/CM **DATE:** Sunday 10-23-05

FROM: Wolff (Last Name) Charles (First Name) J (Middle Initial) **ID #:** 24322

South (Housing Unit) 2C-3D (Pod/Tier/Div. Cell) A/D (Work/Shift)

INMATE REQUEST: Foodmarine LT.
AT DIABETIC CALL FOR DINNER CALL - I Received my Kosher meal - When I Received my meal on Line #1 - I Said as always "thank you" The Female Line Server who used to work in the mail Room said - "your NOT welcome "JEW"!"
Please Consider this ~~[illegible]~~ the First STEP in the Grievance Process For She Has Violated PPD 2.30 - "DISCRIMINATION HARASSMENT"
I Told CPL Hiller I think that "Hi" Name "and I told him what I Going to do - He said "OK"
She also Refused to Give me my Fruit.
Respectfully
Charles J Wolff
(If you need more space, use plain paper.) *Inmate Signature*

TO: LT. Schofield / South Unit **DATE:**

FROM: Unit Supervisor, Security Lieutenant. or CC/CM

REMARKS:

Staff Signature

TO: Charles Wolff (Inmate) MCS (Housing Unit) 2C (Cell #) **DATE:** 11-10-05

FROM: Unit Manager

REMARKS: This complaint is along the same lines as the request slip dated 11-8-05. Mr. Perkins will address this type of comments with his staff

John [illegible]
Staff Signature

Received By Charles J Wolff
Inmate Signature

White - Offender Records Yellow - Inmate Pink - Staff SP-014 (A) REV. 3/98

To WHOM THIS MAY CONCERNS

I WENT TO EVENING CHOW ON THE 23 OF OCTOBER 2005
I go with veggies BECAUSE I get A veggie meal
now WHEN I go To CHOW THE DIABETICS ARE with me
CHARLE WOLF was in Front of me To GET HIS MEAL HE
ASKED FOR HIS KOSHER meal And THE women behind THE
line Pulled BACK THE TRAY SHE WAS Handing out THE
window And SCREAMED "WHERE'S THAT JEWS Fucking
KOSHER MEAL" SHE THEN THREW THE KOSHER MEAL AT CHARLE
And CHARLE ASKED ABOUT HIS FRUIT THEN THE women
RUDELY SAID THAT THERE WAS NO FRUIT And THEN CHARLE
SAID IN A POLITE TONE "THANK YOU" And THEN SHE SCREAMED
"You ARE not WELCOME JEW"

my NAME IS JAMES KLIMAVICH

[signature]

3 3

DEPARTMENT OF CORRECTIONS
STATE OF NEW HAMPSHIRE
P.O. Box 14
CONCORD 03301

RECEIVED
NOV 21 2005
NHSP/M
WARDEN'S OFFICE

JEANNE SHAHEEN
GOVERNOR

HENRY RISLEY
COMMISSIONER

GRIEVANCE FORM

(See Reverse for Instructions).

1. Date: 11-17-05
2. GRIEVANT: Charles Troy Wolfe
3. Number: 24922
4. Address: 281 North State Street - Concord NH 03302 - South Unit
5. Brief Description of Grievance: On Saturday the 5th of November 2005 At Lunch I Had insuing Problems Again with the Female Staff Line Server in Dinning Hall #1- I Returned the Kosher Fish meal which that Type of Foil Makes me Ill with the Following Marking on the Paper Label ✡ Which I Received the Same Co-Thing For Diner and Again on Sunday the 6th of November 2005- At which time I open the Packaging and Placed It in the Tray Return--- H.J on the Reverse Side

Signature: [signature]

You will be penalized if statements are untrue. Use Attachments if necessary.

TO: **DIRECTOR** (Warden)
Date of Director's Action: 12-6-05
Director's Action: This was also part of the discussion we had in Mr Kovac's office. I do not think you will have this kind of problem in the future. If you do you go to see Mr Kovac as soon as possible after the incident.

Authentication: [signature]

TO: **COMMISSIONER**
Date of Commissioner's Action:
Commissioner's Action:

Authentication:

FORWARD ALL THREE COPIES. WHITE WILL BE FILED IN OFFENDER RECORD, CANARY TO RESPONDER AND PINK TO GRIEVANT.

SP-52

Responce Date By Monday, 21st November 2005 3

INMATE REQUEST SLIP

Submit your request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the problem or it will be forwarded to the appropriate person. Unit Supervisors, Security Lieutenants, or CC/CM will forward the request, NOT the inmate. Request slips not reviewed by the Unit Supervisor, Security Lieutenant, or CC/CM will be returned to you.

TO: Unit Supervisor, Security Lieutenant, or CC/CM **DATE:** Tuesday 11-8-05

FROM: Wolff (Last Name) Charles (First Name) J (Middle Initial) **ID #:** 24322

South (Housing Unit) 2-C-38 (Pod/Tier/Div. Cell) N/A (Work/Shift)

INMATE REQUEST: I want to file a Grievance against All Parties Named by Section 6 Inmate of Staff Personnel - with the Attached Information Photo Copy which explain Date - time and Personal - Dated 11-5-05 Saturday For Staff Named and 2030 thank you Inmate to your Choice

Respectfully

Charles Wolff
Inmate Signature

(If you need more space, use plain paper.)

TO: LT Schofield South Unit **DATE:** 11/10/05

FROM: Unit Supervisor, Security Lieutenant. or CC/CM Forward to U.M. Kovacs

REMARKS: Sir, there continues to be possible concerns regarding Charles Wolff's meals. If inmates are conspiring against then staff, corrective action will be taken. If you could please assist me in finding a resolve. If there is anything you need me to do, please advise me. Thank You For Your Help!

Lt. M. Schofield
Staff Signature

TO: Charles Wolff (Inmate) MCS (Housing Unit) 2C (Cell #) **DATE:** 11-10-05

FROM: Unit Manager

REMARKS: After reviewing the attached, I spoke with that inmate and then called Mr Perkins about the alleged comments made by kitchen staff. Mr Perkins will address the allegations with his staff

[illegible]
Staff Signature

Received By Charles J. Wolff
Inmate Signature

White - Offender Records Yellow - Inmate Pink - Staff SP-014 (A) REV. 3/98

To Whom It may concern

In chow this afternoon on 11/5/05 The Line cook was very Rude to Charlie Wolf. As he left the Line in Returning His Fish meal because he has a hard time in eating it, They said that they hated that Jew, and will Serve it again at super time. The meal was serve again and again He took it back. He was very polite in saying that he don't Eat Fish. The Lady at that time yelled at him and said that he will be getting it again untill he bring a doctor Note saying he can't have fish. I Felt that This was Rude and had also lable him a "Dam Jew!" I fell that this action was Not call For, For he was polite in Returning and explaing this to them. I Feeld that if That the way people treat us. Then why don't we Learn From this, and Treat other people the Same way. After all we are all human. NOT dogs! And we supose to Learn how to act to other people.

William Buford

PAGE 2 OF #3

1 (Page of)

Grievance To Warden Bruce Cattell Dated 11-17-05 Re 11-5-05 + 11-6-05 etc — Attached

— The Female Line server (Staff) was yelling at me telling I will get it again and again — and so forth as I walked back to the table I was sitting at — to eat what ever was left to eat.

A Big Problem is I am a Diabetic and I need proper Nourishment — If I can not consume the Kosher meal I am not getting the proper nutrition to keep me from becoming ill — etc —

Attached please find my IN dated 11-8-05 and a statement by Mr. William Bonford - Dated 11-5-0 — spelling my not be correct — He is also a Diabetic — this is an on going thing —

Respectfully,

Charles J. Wolf

4

DEPARTMENT OF CORRECTIONS
STATE OF NEW HAMPSHIRE
P.O. Box 14
CONCORD 03301

RECEIVED
NOV 21 2005
NHSP/M
WARDEN'S OFFICE

JEANNE SHAHEEN
GOVERNOR

HENRY RISLEY
COMMISSIONER

GRIEVANCE FORM

(See Reverse for Instructions)

1. Date: 11-16-05
2. GRIEVANT: Charles Jay Wolff 3. Number: 24322
4. Address: 281 North State Street - Concord, NH - 03302 - South Unit
5. Brief Description of Grievance: I am filing the following Grievance Against the Department of Corrections - of - New Hampshire - To abide To The Following - and to Comply - with #1 - #2 - #3 #4 -
1 - 1st Amendment of the United States - Constitution -
2 - The Laws of the Jewish Torah -
3 - 14th Amendment of the United States - Constitution -
4 - United States Title 42
Please see Eni Dated 11-15-05

Signature: [signature]

You will be penalized if statements are untrue. Use Attachments if necessary.

TO: **DIRECTOR** (Warden) Date of Director's Action: 12/2/05

Director's Action: this will be the response for all of the grievances. I discussed with you a our meeting in Mr. Kovac's office. I have met with the chaplain, the kitchen supervisor and th unit manager. We will respect the right of you as an inmate in attempting to follow your religious beliefs. At the same time, you will be expected not to be violating those beliefs. I there is a problem your Unit Manager will call you in to discuss the problem and decide what if any action will need to be taken

NOTE →

Authentication: [signature]

TO: **COMMISSIONER** Date of Commissioner's Action:

Commissioner's Action:

Authentication:

FORWARD ALL THREE COPIES. WHITE WILL BE FILED IN OFFENDER RECORD, CANARY TO RESPONDER AND PINK TO GRIEVANT.

Req'd Do on or Before November 30th - 2005 - 4

INMATE REQUEST SLIP

Submit your request to the Unit Supervisor, Security Lieutenant, or CC/CM. Your Unit Supervisor, Security Lieutenant, or CC/CM will help you resolve the problem or it will be forwarded to the appropriate person. Unit Supervisors, Security Lieutenants, or CC/CM will forward the request, **NOT** the inmate. Request slips not reviewed by the Unit Supervisor, Security Lieutenant, or CC/CM will be returned to you.

TO: Unit Supervisor, Security Lieutenant, or CC/CM **DATE:** 11-15-05

FROM: Wolff (Last Name) Charles (First Name) J (Middle Initial) **ID #:** 24322

South (Housing Unit) 2-C-7B (Pod/Tier/Div. Cell) A/B (Work/Shift)

INMATE REQUEST: I am filing the following Grievance against the Department of Corrections of New Hampshire - to obey to the following - and to comply - with #'s 1-2-3-4.
1- 1st Amendment of the United States Constitution -
2- The Laws of the Jewish Torah -
3- 14th Amendment of the United States Constitution -
4- United States Title 42 -

Respectfully
Charles J Wolff

(If you need more space, use plain paper.)

Inmate Signature

TO: Mr. Kovacs - Unit Manager - South Unit **DATE:**

FROM: Unit Supervisor, Security Lieutenant. or CC/CM

REMARKS:

Staff Signature

TO: Charles Wolff (Inmate) MCS (Housing Unit) 203 (Cell #) **DATE:** 11-16-05

FROM: Unit Manager

REMARKS: You have the right to file a grievance. You have constitutional rights which includes the freedom of religion. I'm not going to violate any of your rights. I do not have authority over the kitchen, chapel or education. I manage this housing unit.

John J. [illegible]

Staff Signature

Received By Charles J Wolff

Inmate Signature

White - Offender Records Yellow - Inmate Pink - Staff SP-014 (A) REV. 3/98

4

Part 2
of Grievance
Dated 11-16-05
Rights

Charles Troy Wolfe -24722

The First Page of this Grievance is stating my rights under the United States Constitution - Laws of the Jewish Torah and Title 42 of the United States which are being violated in this Prison -

1. Kitchen - the freedom to consume what I feel is OK to consume PD 7.1-
2. Chapel - A cross is displayed during group function other than of the nature of the group.
3. Education - the laughter of Correctional officers Dave Cody - etc. while I was wearing my Kippah -

Charles Troy Wolfe

JEANNE SHAHEEN
GOVERNOR

DEPARTMENT OF CORRECTIONS
STATE OF NEW HAMPSHIRE
P.O. BOX 14
CONCORD 03301

GRIEVANCE FORM

(See Reverse for Instructions)

Page 1 of 2
Deuj Grievances #'s one (1) - four (4) and three (3)

HENRY RISLEY
COMMISSIONER

1. Date: December 16, 2005

2. GRIEVANT: Charles Jay Wolff 3. Number: 24322

4. Address: 281 North State Street - Concord, NH 03302

5. Brief Description of Grievance: Against both Paul Laflamme, Sally My not Be correct and Jeff Perkins of the Kitchen Staff at the above location; for obtaining my Canteen Purchase Prior to me being on my Kosher Diet also Instructing my Counselor and Instructing to write down everything - To undermine me to obtain Information to not give me my Kosher Diet - Approved by Warden Bruce Cattell - Thus violating my 1st-14th Amendments of the United -

Signature: Charles Jay Wolff

You will be penalized if statements are untrue. Use Attachments if necessary.

TO: **DIRECTOR** (Warden) Date of Director's Action: ______

Director's Action: ______

Authentication: ______

→ TO: **COMMISSIONER** Warden or Cunny Date of Commissioner's Action: ______

Commissioner's Action: ______

Authentication: ______

FORWARD ALL THREE COPIES. WHITE WILL BE FILED IN OFFENDER RECORD, CANARY TO RESPONDER AND PINK TO GRIEVANT.

SP-52

Charles Jay Wolff 12Y322

"Page #2 of 2"
"My Grievance"
"To"
Commissioner William Wrenn : Date December 16, 2005
Stephen Curry

States Constitution and United States
Title 42 ... PPD 2.30 ... Thus They Have
Caused me Mental and Emotional Damage etc.
throw-Staff-Inmates-and my Concerns
my Cul-in-ary-Arts Instructor Mr. Robert
Kroll by Putting him in Harms Way - Both
Paul Laflam [illegible] My [illegible] Career and His
Supervision of all employees Not or Security staff
Above the Law, their own Rules and Regulations
Guide Line Established To Protect All parties
Who are Under the Jurastriction of the State
of New Hampshire etc.

Respectfully;

Charles J Wolff

"End"

Foot Note(s): Please see Grievance #'s
#One (1), #Four (4) After Through #3

NH DEPARTMENT OF CORRECTIONS POLICY AND PROCEDURE DIRECTIVE	CHAPTER Resident Programming STATEMENT NUMBER 7.17
SUBJECT: **RELIGIOUS PROGRAMMING (RSA 622:22/23) AND DIETS** PROPONENT: John Sanfilippo, Warden *Name Title* Commissioner's Office 271-8016 *Office* *Phone #*	EFFECTIVE DATE 07/15/06 [NEW] REVIEW DATE 10/15/07 SUPERCEDES PPD# 7.17 & 7.1(split) DATED 09/01/01; 01/15/00
ISSUING OFFICER: *William Wrenn, Commissioner*	DIRECTOR'S INITIALS DATE 2/21/06 [NOTE] APPENDIX ATTACHED: YES ____ NO ____
REFERENCE NO: See reference section on last page of PPD.	

I. PURPOSE:

To establish guidelines for developing and operating religious programs and diets for the Department of Corrections.

II. APPLICABILITY:

To all inmates, staff and especially to the Chaplain and volunteers who are involved in the management and/or operation of religious programming and diets.

III. DEFINITIONS:

As used in this document, the following definitions shall apply:

A. Religious Activity: An activity conducted by or under the auspices of the Chaplain and designed specifically for worship, instruction, spiritual guidance or counseling.

B. Religious Property: Religious property consists of items listed in attachment 3 that are approved as inmate property because of their membership in a recognized religion. Items may be added or deleted from the list after review and recommendation by the Religious Review Committee and approval of the Commissioner.

C. Religious Review Committee: A committee made up of the Institutions' Chiefs of Security, Program Administrators, Department Legal Counsel and Chaplains that meet twice a year to consider and make recommendations to the Commissioner regarding additions and deletions from the authorized Religious Property List and the introduction of new religious components to the department religious services program.

D. Recognized Faith Group: A religion, religious denomination, or sect supported by literature stating religious principles and recognized by a group of persons who share common ethical, moral or intellectual views which are not defamatory, racial, political or derisive in nature.

E. Approved Religious Volunteer: Religious volunteer who has met all institutional application requirements and has obtained volunteer training.

2. Inmates may ask to see the Chaplain at any time. Chaplains shall respond to these requests from inmates as promptly as possible, consistent with the urgency of the request.
3. The Chaplain shall assist inmates as appropriate concerning death or serious illness in an inmate's family in accordance with PPD 7.05 (Family Crisis Visits/Funeral Attendance).

C. Chapel Activities

Whenever possible, Chapel activities shall be held in a Chapel or other suitable space. Chapel activities shall be performed in compliance with the following:

1. Attendance shall be voluntary;
2. All inmates in the regular population are free to attend;
3. The Chaplain or approved religious volunteer shall
   a. Deliver a clear and understandable message to the inmates in English (while other languages may be spoken, the DOC is only obligated to provide the message in English);
   b. Provide an appropriate learning or worship atmosphere;
   c. Not provide, provoke, or invite criticism of any religious, racial, ethnic, or other groups.
   d. Shall not proselytize.
4. The Chaplain shall coordinate religious programs within the institutional activities schedule.
5. The Chaplain shall plan services in coordination with other activities, to avoid scheduling conflicts, as security concerns allow.

D. Baptism, Communion & Other Sacramental Rituals

1. Baptismal services may be conducted in the institution.
2. Communion services may be conducted on a regular basis.
3. Other sacramental rituals may be conducted as appropriate.

E. Religious Education

The Chaplain and Program Administrator shall develop, conduct and/or oversee a program of religious education. The Chaplain shall submit proposed programs to the Warden/Director for review and approval. The program may include the following activities:

1. Religious classes (lectures, instruction, discussions);
2. Religious forums;
3. Prayer therapy groups;
4. Religious choirs, ensembles, singing groups;
5. Self-study courses.
6. Religious group counseling;
7. Spiritual maturity groups;
8. Instruction in doctrines, rituals and ideals of various religious faiths;
9. Religious functions by approved, outside groups.

F. Needs Assessment

The Chaplain shall monitor the changing religious needs of the inmate population. Assessments together with suggested changes shall be referred to the Warden/Director for consideration.

G. Special Religious Needs

1. Inmates shall have access to religious publications of their faith. The Chaplain shall periodically review all religious literature entering the institution. Inmates may make arrangements with a Chaplain to obtain personal copies of certain approved religious books and periodicals. All books and publications so retained must be in compliance with the rules and regulations regarding personal property.

NOTE → (2) The institution recognizes that certain religious faiths impose dietary restrictions upon their members, therefore, it shall be the policy of the institution to provide each inmate with the opportunity to satisfy minimum dietary requirements of their religious faith if these activities do not jeopardize the security of the institution.

VIOLATION OF N.H. ADMIN RULES, COR 301.03 (M)

IV. POLICY:

It is the policy of the Department of Corrections that:

A. All inmates shall have access to religious resources, services, instruction or counseling on a voluntary basis. Inmates shall be informed of opportunities available in religious programming on a continuing basis. The institutions will provide all inmates with the opportunity to pursue any recognized belief or practice, subject to the restrictions of their custody level. To obtain additional property or dietary privileges associated with a particular religion or to attend special events for a particular religion, an inmate must declare a preference for that religion, demonstrate a sincerely held religious belief, and obtain a Religious Preference Card from the Chaplain. Once an inmate receives a Religious Preference Card for a particular religion, the inmate must wait at least six months before switching to a different one. All inmates may attend any and all scheduled religious services (as found on each institution's chapel schedule), but no inmate may possess more than one Religious Preference Card at a time.

B. The Administrator of Programs and the Institutional Chaplain shall monitor programming on a continuing basis to ensure adequacy of programs.

C. The institution provides facilities necessary for the operation of religious programming for inmates. The institution makes available civilian clerical staff to assist Chaplains in handling confidential material.

D. Shaving Waivers: Inmates declaring membership in recognized faith groups, and demonstrating a sincerely held religious belief in which the growing of facial hair is of religious significance may request a shaving waiver. If approved, the shaving waiver allows an inmate to maintain a 1/8-inch neatly trimmed beard. No sculpting, shaping or selective shaving is allowed; all facial hair must be trimmed equally. If an inmate with a shaving waiver is found to have shaped his beard, he must shave clean and start again. Abuse of the shaving waiver guidelines may result in revocation of the shaving waiver. Violations of the shaving waiver will be reported to the appropriate Unit Manager who will determine what action will be taken.

E. The institution shall extend to all inmates the greatest amount of freedom and opportunity for pursuing any recognized religious belief or practice. This shall be accomplished within the boundaries of security, safety, discipline and the orderly operation of the institution. Inmates requesting the introduction of a new recognized faith group to the religious services program shall provide the Chaplain a comprehensive response to each of the questions on attachment 4 of this PPD. The Chaplain will bring the request to the Religious Review Committee at the next scheduled meeting for consideration and a recommendation to the Commissioner's Office.

F. Requests for changes in the allowed religious personal or group property, or additions of new (to the institution) practices must be submitted in writing with a justification for consideration by the Religious Review Committee. This will be reviewed and forwarded to the Commissioner's Office with recommendations. This process may take up to 180 days.

G. Religious Diets shall be available to those inmates who demonstrate religious dietary requirements in writing. The Religious diet list will be updated as changes occur.

V. PROCEDURES:

A. Reception Procedure

Inmates are given the opportunity to declare a religious preference during the intake process. In reception, inmates are issued an Inmate Manual, which contains information about the Chapel Program and religious opportunities available to them.

B. Pastoral Counseling

1. Chaplains shall interview inmates referred to them by institutional personnel. Personnel making such requests shall provide the Chaplain with sufficient information relative to the inmate that the Chaplain may proceed with counseling in an appropriate manner.

a. Inmates will use the application (attachment 2) when requesting a religious diet.

b. There are three diets provided by the department: they include kosher; vegetarian; and vegetarian, no egg. ("Vegetarian" means no meat/flesh)

c. When the chaplain receives an application and verifies a request for a diet as being based upon a sincerely held religious belief, the diet will be ordered using attachment 1.

THE UNIT MANAGER OF THE INMATE NOT THE CHAPLAIN JAMES DALY

d. When there is a belief that an inmate receiving a religious diet has consumed or been in possession of food items that violate their approved religious diet the information upon which the belief is based will be forwarded to the inmate's Unit Manager. The Unit Manager will review the information, interview the inmate and determine if the inmate knowingly violated the religious diet. In cases where the inmate violated the diet and the unit manager believes the act was intentional the unit manager will suspend the inmates religious diet for six months. At the end of the suspension, the inmate may re-apply for the diet.

e. All requests for special events that require services or specific food should be submitted in writing to the Chaplain at least sixty (60) days prior to the requested observance.

WE DO NOT HAVE AN ONSITE DIETICAN

f. Diets shall be coordinated in advance between the Chaplain, the Food Service Director and the Dietician to ensure that food appropriate to the requested diet is available.

g. Religious diets will be prepared and provided to The Special Housing Unit and Secure Psychiatric Unit according to the approved religious diet.

h. When an inmate wishes to change to a religion that requires a specific diet they must consult with the Prison Chaplain and practice their newly acquired religion for a period of up to six months. After a successful trial period, the Chaplain will order the diet.

3. Religious apparel, such as head coverings and religious medallions may be worn in accordance with institutional security requirements and this policy. Items that have been authorized to be stored in the inmate's living area will be kept in an authorized clear plastic box with the lid on whenever the item is not specifically in use. The inmate's last name only will be written in 1" plain block letters on the bottom of the box. There will be no other writing or decoration on the box whatsoever. This includes religious symbols. Other personal items designated for storage in the group locker will be stored as directed by the Chaplain.

4. The use of wine for religious purposes will be limited to ceremonial or ritual functions where the Religious Volunteer or Chaplain shall be the only person permitted to actually consume the wine for the ceremony.

a. The Religious Volunteer shall be a duly authorized member of the clergy with rights and privileges granted by an ordaining authority.

b. The use of wine for religious purposes shall be restricted to use solely for those religious rituals and ceremonies that are historically documented to require wine as a part of the ritual or ceremony.

c. The wine shall not be stored at the institution, but shall be brought in immediately before the religious ritual or ceremony requiring the presence or consumption of the wine. No amount of wine is to be consumed by any inmate at any time.

d. Any amount of wine that is not consumed by the Religious Volunteer or Chaplain official shall be removed from the institution immediately after the religious ritual or ceremony.

e. The amount of wine brought into an institution at one time cannot exceed two (2) ounces.

f. The facility Chaplain shall be notified in advance by the official of their intent to bring wine into the institution for use in a religious ritual or ceremony.

g. All items brought into or removed from the institution may be subject to search by the security personnel.

H. Change or Establishment of Religious Preference or Faith

In order to declare a religious preference, an inmate needs to contact the institutional Chaplain and request to be recognized for that preference. An inmate who has declared a preference is not required to attend that religion's services or study group and may attend the services and study groups of any other religion. An inmate may request to be removed from the preference list of a religion at any time. When an inmate is removed from the preference list, any property in their possession for that religion will be sent out of the institution. If an inmate expresses a desire to change religious preference or faith, the Chaplain should encourage that inmate to seriously consider all implications of such a change. The inmate must initiate the conversion of record in written statement to the Chaplain (attachment 5) citing current religious designation and that affiliation under which they would like to be recorded. The Chaplain shall not attempt to influence an inmate to change religious preference or faith. Inmates are not permitted to actively recruit other inmates. **As stated in Section IV A, no inmate may possess more than one Religious Preference Card, nor may inmates switch cards more often than once every six months.**

I. Specific Denominational, Church or Sectarian Activities

The Chaplain shall schedule celebration of the sacramental rituals necessary to meet minimal requirements of a given religious faith. Such arrangements may require special times or environments. When an inmate's religion requires abstinence from work or special dietary requirements on holy days and seasons, efforts shall be made to arrange work assignments and schedules to accommodate that belief. **The Chaplain shall make written recommendations for work proscriptions for approval on a case-by-case basis.** This will ensure that inmates have the opportunity to participate in practices of their religious faith that are deemed essential by the faiths' judicatory, limited only by documentation showing threat to the safety of persons involved in such activity or that the activity itself disrupts order in the institution.

J. Unauthorized Practices The following religious practices and activities are never authorized:

1. Animal sacrifice
2. Language or behaviors that could reasonably be construed as a threat to safety, security or the orderly running of the institution, (e.g. curses, nudity).
3. Self-mutilation.
4. Use, display or possession of weapons or what appears to be a weapon (e.g. paper sword).
5. **Paramilitary exercises**
6. **Self-defense training**
7. **Sexual acts**
8. **Profanity**
9. **Consumption of alcohol by inmates**
10. **Ingestion of illegal substances**
11. **Encryption**
12. **Disparagement of other religions.**

REFERENCES:

Standards for the Administration of Correctional Agencies
Second Edition. Standards
2-CO-5E-01

Standards for Adult Community Residential Services
Fourth Edition. Standards
4-ACRS-4A-03; 5A-22

Other
NH RSA 622:22/23

Attachments

Standards for Adult Correctional Institutions
Fourth Edition Standards
4-4319; 4-4517; 4-4520

Standards for Adult Probation and Parole Field Services
Third Edition Standards

SANFILIPPO/pf